

9/24/07 IDS #1

PTO/SB/08A (04-07)

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Substitute for 1449/PTO		Complete If Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number	10/757,330
		Filing Date	1/13/2004
		First Named Inventor	Donald J. Merkle
		Art Unit	1732
		Examiner Name	Matthew J. Daniels
Sheet <u>1</u> of <u>2</u>		Attorney Docket Number	129843.1030

NON PATENT LITERATURE DOCUMENTS			T ²
Examiner Initial ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume/issue number(s), publisher, city and/or country where published.	
/M.D./		"Improvements in the Durability of Cellulose Reinforced Cementitious Composites," Lin et al. Mechanisms of Chemical Degradation of Cement based systems, Proceedings of the Materials Research Society's Symposium of Mechanisms, Boston, Nov. 27-30 1995.	
		Neithalath, Narayanan, et al "Acoustic Performance and Damping Behavior of Cellulose Cement Composites, Cement & Concrete Composites 25 (2003)	
		MAI et al., "Slow Crack Growth in Bleached Cellulose Fibre Cements" Journal of Mat'ls Science Letters 3 (1984), 127-130.	
		Thai MDF Board Co., Ltd "Beger Synotex Acrylic TM 100% Emulsion Paint" (2 pgs) 2003 article located at: http://www.thaimdf.com/paint_roofpaint.htm	
		Mai et al., "Effects of Water and Bleaching on the Mechanical Properties of Cellulose Fiber Cements" Journal of Materials Science 18 (1983) 2156-62.	
		"Hardi-Plank and Surface Mold" article located at internet http://www.nefsi.org/wwwboard/messages/439.html (2 pgs)	
		Third Party Observation filed by Redco NV in the EPO application for .071VEP (129843.2354) filed on 8-23-06	
		FORCE 10 Caribbean "Custom Features" Engineered Building Systems (5 pgs) 1999	
		Opposition to EP-B-1330571 (Our Ref.#129843.2117) filed by Redco on 12/15/06, but mailed by EP Patent Office on 12/28/06.	
		Opposition to EP-B-1330571 (Our Ref.#129843.2117) filed by St. Gobain Materiaux dated 1/19/07 but mailed by EP Pat. Office on 2/1/07	
		Chemical Abstracts on STN "Plasticizing effect of aliphatic amines on cements" Babachev et al, Build Sci Inst. Sofia Bulgaria; Epitoanyag (1972), 24(11), 430-5; Abstract Only	
		Hawley's Condensed Chemical Dictionary, Richard Lewis Sr., Twelfth Edition, 1993 Van Nostrand Reinhold, page 435 definition of "dispersing agent."	
		A.D. Shapiro et al., Bumazhnaya Promyshlennost 36, 12 (1961) XP-002335287 "manufacture of board resistant to biological degradation"	
		Soroushian, Parviz "Development of Specialty Cellulose Fibers and Cementitious Matrices for Cellulose Fiber Reinforced Cement Composites".	
		JUBOCID "Special Anti-Mildew Coatings" September 2002 (4 pgs)	
/M.D./		XP002194276 (Abstract Bulletin) Ekman et al., "Studies on the Behavior of Extractives in Mechanical Pulp Suspensions" Nordic Pulp Paper Res. J.2, no.5; 96-102 (June 1990).	

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	Attorney Docket Number	129843.1030

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		Number-Kind Code ² (if known)			
/M.D./		2,156,308	5/1939	Schuh	
		2,156,311	5/1939	Schuh	
		2,175,569	10/10/1939	Kennedy	
		2,176,668	10/1939	Egegberg et al.	
		3,748,100	7/1973	Forseth	
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		3,865,779	2/11/1975	Oya et al.	
		3,918,981	11/11/1975	Long	
		3,931,069	1/06/1976	Lundin	
		3,998,944	12/21/1976	Long	
		4,003,752	1/18/1977	Isohata et al.	
		4,013,480	3/22/1977	Chumbley et al.	
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/M.D./		4,647,589	3/03/1987	Valone	

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Sheet 2 of 7

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/M.D./		4,738,723	4/19/1988	Frizzell et al.	
		4,938,958	7/03/1990	Niira, deceased et al.	
		5,049,196	9/17/1991	Ries	
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		6,528,151	3/04/2003	Shah et al.	
/M.D./		6,572,697	6/03/03	Gleeson et al.	

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/M.D./		6,562,743 B1	5/2003	Cook et al.	
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↓		2002/0170467 A1	3/04/2002	Naji et al.	
/M.D./		2002/0170468 A1	11/2002	Luo et al.	

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		2005/0208287 A1	5/13/05	Naji et al.	
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		CL 32972	2/01/1980	Chile	No	
		CN 1032332 A	4/12/1989	China	Yes	
		CN 1199116	11/19/1998	China	Abstract Only	
		CN 1224701 A	8/04/1999	China	Abstract Only	
		EP 0056263 A1	7/21/1982	Europe	N/A	
		EP 0263723 B1	2/27/1991	Europe	N/A	
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		EP1106236 A1	6/13/2001	Europe	N/A	
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		FR 2611432	9/09/1988	France	Abstract Only	
		FR 895184	1/17/1945	France	Yes	
		GB 22139	11/30/1901	Great Britain	N/A	
		GB 2307425 A	5/28/1997	Great Britain	N/A	
		GB 442098	2/3/1936	Great Britain	N/A	
		GB 449384	6/25/1936	Great Britain	N/A	
		GB 731597	6/08/1955	Great Britain	N/A	
/M.D./		GB 1003850	8/23/1963	Great Britain	N/A	

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Substitute for 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete If Known		
				Application Number	10/757,330	
				Filing Date	1/13/2004	
				First Named Inventor	Donald J. Merkley	
				Art Unit	1732	
				Examiner Name	Matthew J. Daniels	
Sheet <u>6</u> of <u>7</u>				Attorney Docket Number	129843.1030	

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION						
Examiner Initial	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Country or Patent Office	Translation Enclosed (YES / NO)	T ²
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
/M.D./		GB 2137977	10/17/1984	Great Britain	N/A	
		GB 1536663	12/20/1978	Great Britain	N/A	
		DE 4316666 C1	12/8/1994	Germany	Yes	
		DE 19654836	6/25/1998	Germany	Abstract Only	
		JP 01141849	6/02/1989	Japan	Abstract Only	
		JP 03016978	1/24/1991	Japan	Abstract Only	
		JP 04182335	6/29/1992	Japan	Abstract Only	
		JP 05184246	7/27/1993	Japan	Abstract Only	
		JP 07041592	2/10/1995	Japan	Abstract Only	
		JP 08119708	5/1996	Japan	Abstract Only	
		JP 10095922	4/14/1998	Japan	Abstract Only	
		JP 11-010631	1/19/1999	Japan	Yes	
		JP 2001 240458	9/04/2001	Japan	Abstract Only	
		JP 2001316163	11/13/2001	Japan	Yes	
		JP 2003335560	11/25/2003	Japan	Abstract Only	
		JP 55085756	6/28/1990	Japan	Abstract Only	
		JP 61019900	1/28/1986	Japan	Abstract Only	
		KR 1019950008587 B1	8/03/1995	Korea	Abstract Only	
		SU 240472	3/21/1969	Soviet Union	Abstract Only	
		WO 91/01409	2/07/1991	PCT	N/A	
		WO 96/17996	6/13/1996	PCT	N/A	
		WO 97/31153 A1	8/28/1997	PCT	N/A	
/M.D./		WO 01/30927	3/05/2001	PCT	N/A	

Examiner Signature	/Matthew Daniels/	Date Considered	02/04/2008
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		Application Number	10/757,330
		Filing Date	1/13/2004
		First Named Inventor	Donald J. Merkley
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		Examiner Name	Matthew J. Daniels
		Attorney Docket Number	129843.1030

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Examiner Initial	Cite No. ¹	Foreign Patent Document <small>Country Code*Number*Kind Code⁵ (if known)</small>	Publication Date MM-DD-YYYY	Country or Patent Office	Translation Enclosed (YES / NO)	T ⁶
/M.D./		WO 01/81666 A2	11/2001	PCT	N/A	
↓		WO 02/012623 A1	2/14/2002	PCT	N/A	
		WO 02/018486 A2	3/07/2002	PCT	N/A	
		WO 02/028796 A2	4/11/2002	PCT	N/A	
↓		WO 02/33164 A2	4/25/2002	PCT	N/A	
/M.D./		WO 04/063113	7/29/2004	PCT	N/A	

NON PATENT LITERATURE DOCUMENTS			T ²
Examiner Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country, where published.	
/M.D./		Technical File by Louisiana-Pacific Samao, Inc. sent to Redco on May 5, 1999	
↓		Declaration by a Representative of the company (Bill Adams), Weyerhaeuser, and copies of bills dated prior to 10/17/1999	
		M.D. CAMPBELL and R.S.P. COUTTS, "Wood fibre-reinforced cement composites, in Journal of Materials Science, 15 (1980), pages 1962-1970	
		R.S.P. COUTTS, "From forest to factory to fabrication," in Fibre Reinforced Cement and Concrete, 1992, ed. R.N. Swamy, E & FN SPON, London, pages 31 to 47	
↓		Extract from Webster's Third New International Dictionary of the English Language unabridged, ed Merriam-Webster Inc., Springfield, 1986	
↓		WOODS, Amy Lamb "Keeping a Lid on It: Asbestos-Cement Building materials" August 2000 (12 pgs) internet article located at: www.cr.nps.gov/hps/tps/recentpas/asbestosarticle.htm	
/M.D./		Chapter 5 "Asbestos Cement Products" pages 25-40 (book unknown)	

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/757,330
Filing Date	January 13, 2004
First Named Inventor	Donald J. Merkley
Art Unit	1732
Examiner Name	Matthew J. Daniels
Attorney Docket Number	129843.1030

Sheet 1 of 2

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
/M.D./		US- 3,753,749	08/21/1973	Nutt	
		US- 3,836,412	09/17/1974	Boustany et al.	
		US- 4,428,775	01/31/1984	Johnson et al.	
		US- 5,577,024	11/19/1996	Malkamaki et al.	
		US- 2007/0077436	12/04/2006	Naji	
/M.D./		US- 10/070,218	unpublished	Goodwin	
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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
/M.D./		WO 2002/28795	04-11-2002	James Hardie		
/M.D./		GB 1604910	12-16-1981	Holbek		
/M.D./		GB 2041384	09-10-1980	Pennington		
/M.D./		PL 154782	12-31-1991	Gajdzik		
/M.D./		WO 1998/27027	06-25-1998	Graudums		

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Examiner Name	Matthew J. Daniels
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Sheet 2 of 2

NON PATENT LITERATURE DOCUMENTS

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/M.D./		Chemical Abstracts, Vol. 94, No. 8, February 23, 1981; Columbus, Ohio, U.S.; Abstract No. 51915a; "Building Materials with Improved Black Mold Resistance"	
/M.D./		Chemical Abstracts, Vol. 104, No. 14, April 7, 1986; Columbus, Ohio, U.S.; Abstract No. 114971p; "Lightweight Cement Moldings"	

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